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Paper No. 6

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JUN 20 2002

OFFICE OF PETITIONS

In re Application of
Hastings, et al.
Application No. 09/976,686
Filed: October 11, 2001
Atty. Dkt. No. 22407-05490
For: FAIL SAFE RECOVERY

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: DECISION ACCORDING STATUS
: UNDER 37 CFR 1.47(a)
:
:

This is in response to the petition under 37 CFR 1.47(a),
filed March 25, 2002.

The petition is GRANTED.

Petitioner has shown that the non-signing inventor has
refused to join in the filing of the above-identified
application after having been presented with the application
papers. Specifically, the declaration of Brian M. Hoffman
sufficiently establishes that the inventor received the
application papers and refused to execute the declaration.

The above-identified application and papers have been
reviewed and found in compliance with 37 CFR 1.47(a). This
application is hereby accorded Rule 1.47(a) status.

As provided in Rule 1.47(c), this Office will forward notice
of this application's filing to the non-signing inventor at
the address given in the petition. Notice of the filing of
this application will also be published in the Official
Gazette.

After this decision is mailed, the above-identified
application will be returned to the Office of Initial Patent
Examination for further processing.

Telephone inquiries regarding this decision should be
directed to Petitions Attorney Alesia M. Brown at (703) 305-
0310.

Alesia M. Brown for

Beverly M. Flanagan
Supervisory Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy